

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11430 of 2025

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Kundan Kumari W/o Late Ajay Kumar Singh, Resident of Ward No. 02,
Nariyar Road, Behind Hawaii Adda, Naya Bazar, Saharsa, P.S. and District-
Saharsa.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary, Department of Agriculture,
Government of Bihar, Patna.
2. The Secretary, Department of Agriculture, Government of Bihar, Patna.
3. The Agriculture Director, Department of Agriculture, Government of Bihar,
Patna.
4. The Director (Administration), Department of Agriculture, Government of
Bihar, Patna.
5. The Deputy Director (Administration), Department of Agriculture,
Government of Bihar, Patna.
6. The Additional Director (Agricultural Engineering), Department of
Agriculture, Government of Bihar, Patna.
7. The Joint Director (Agricultural Engineering), Department of Agriculture,
Government of Bihar, Mithapur Agriculture Farm, Patna.
8. The Joint Director (Agronomy), Agriculture Bhawan, D.B. Road, Saharsa,
District- Saharsa.
9. The District Agriculture Officer, Agriculture Bhawan, D.B. Road, Saharsa,
District- Saharsa.
10. The District Agriculture Officer, Agriculture Bhawan, Munger, District-
Munger.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Pramod Mishra, Advocate
For the Respondent/s : Mr. Government Advocate (10)

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL JUDGMENT

Date : 28-07-2025

Heard learned counsel for the petitioner and learned
counsel for the State.

2. The present writ petition has been filed seeking a
direction to grant regular promotion to the deceased husband of



the petitioner from the post of Fitter to the post of Mechanic/District Mechanic and to release the consequential monetary benefits accrued from such promotion in favour of the petitioner, being his widow.

3. Learned counsel for the petitioner submits that a representation was filed by the petitioner's husband, as contained in Annexure-14 to the writ petition; however, no decision has been taken by the concerned authorities on the said representation.

4. Learned counsel for the State raises a preliminary objection and submits that the petitioner's husband had earlier approached this Hon'ble Court in CWJC No. 9748 of 2018 seeking the same relief. The said writ petition was disposed of by order dated 18.05.2018, granting liberty to the petitioner to file a representation. However, instead of taking appropriate follow-up action such as initiating contempt proceedings for non-compliance, the petitioner has filed the present writ petition after nearly seven years, seeking the very same relief.

5. Upon consideration of the submissions and materials on record, it appears that the earlier writ petition bearing CWJC No. 9748 of 2018 was disposed of with liberty to the petitioner to file a representation before the Director,



Department of Agriculture, Bihar. The petitioner’s husband had filed a representation before the Agriculture Director in compliance with the said order on which no order was passed. However, in case of non-compliance, the proper remedy would have been to initiate appropriate contempt proceedings by filing a Miscellaneous Jurisdiction Case (MJC) rather than filing a fresh writ petition seeking the same relief.

6. Accordingly, this Court finds no merit in the present writ petition, and the same is dismissed, with liberty to the petitioner to seek appropriate remedy in accordance with law, if so advised.

(Dr. Anshuman, J)

Ashwini/-

AFR/NAFR	
CAV DATE	NA
Uploading Date	30/07/2025
Transmission Date	NA

